

Chapter	Para	Gist	Action Taken by Govt.	Action reported by Administrative Department	Remarks
Panchayati Raj Department					
IV	4.18 to 4.21	Grant from Kendu leaves: - The Commission worked out a sum of Rs.68.54 Cr. payable as arrears to RLBS from the period from 1984-85 to 1989-90. It suggested that the arrear should be paid in five instalments starting from 1998-99 along with the current dues of Rs.9.80 Cr. per year. The State Government have to pay Rs.22.91 Cr. per year (Arrear 13.11 Cr. + Current 9.80 Cr.) starting from 1998-99. Net Profit from Kendu leaves trade - Commission observed that as per the Act 50% of the net profit shall be payable to P.S. and G.Ps. State Government have to determine how the allocation of the distributable amount shall be made among different P.Ss. & G.Ps. But Government have earmarked 2% out of the distributable amount for the F & E Deptt. for forestry purpose. Commission recommended that this procedure shall be discontinued.	Accepted by Government	This has been implemented. The Administrative department have reported that as per revised Resolution No.24820 dt. 16.12.02 the grant is apportioned among the GPs, P.Ss & Z.Ps in the ratio 72:10:8. However KL trade Acts and Rules have not been amended for which grants to Z.Ps have not been released so far. (Letter No.13300 dt.25.07.03)	Action regarding payment of net profit from Kendu Leaves Trade has not yet been taken by Forest and Environment Department
IV	4.27.4(D)	The surcharge of 25 paise on every payment for admission to entertainment in local areas other than municipal area appears to be very low in view of existing price structure. The Commission would recommend this rate to increase to 50 paise and the proceeds there of should be released in favour Grama Panchayat on the basis of origin.	Accepted by Government	Section 13(I) of the Orissa Entertainment Act, 1946 has not yet been amended to increase the rate of surcharge from 25 paise to 50 paise.	Action yet to be taken by the Finance Department.
VI	6.13.2 to 6.13.4	Interse distribution of Grant Recommended by the Tenth Finance Commission: -The Commission recommends that the interse distribution may be determined on the basis of size of district, Population and lack of rural connectivity by assigning Weightage to each as indicated below: - Area of the district - 50% Rural Population - 25% Lack of Rural Connectivity - 25%	Accepted by Government	The Administrative Department have reported that at present Rural Connectivity Programme is being implemented by the R.D. Department. The T.F.C. Grant received for the RCP has been utilised as per the guide line. (letter No.13300 dt.25.07.03)	Second SFC feel this reply is casual and evasive.

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		The Tenth Finance Commission awarded a total grant of Rs.200.99 Cr. from 1996-97 to 1999-2000. P.R. Department have released Rs.6.9107 Cr. for construction of G.P. Ghars and Z.P. Buildings during 1996-97. Thus the balance amount available for Rural connectivity programme is Rs.194.0793 Cr. Out of which Rs.43.3393 Cr. has been released during 1996-97 for the said purpose. The Commission recommends that the remaining balance amount may be released to Z.Ps for remaining 3 years period starting from 1997-98.																											
VI	6.14.1 to 6.14.7	As regards the matching contribution by R.L.Bs towards TFC award the Commission recommends that since G.Ps have very meager sources of internal income, 30% of the J.R.Y fund which is otherwise treated as own resource of G.Ps should be the matching contribution of G.Ps for such R.C.P.	Government did not accept 30% of the J.R.Y. fund as matching contribution of G.Ps, rather decided to bear the total matching contribution.	Admn. Deptt. have reported that TFC have provided Rs.200.99 Cr. Since RLBs are not in a position to provide matching contribution, the State Government have released Rs.167.50 Cr. towards the matching contribution of GPs.(Letter No.13300 dt.25.07.03)																									
X	10.1	The level of Civic services needs upgradation in order to satisfy the felt needs as well as the expectations of the Citizens. The Commission thus looking into the above factors suggested for resources augmentation of the Local Bodies by increasing the efforts to exploit the existing Tax/ Non-Tax potential. (ii) By Supplementing additional grant by Government through new tax measures, assignment and sharing of revenue.	Accepted by Government	<p>The Admn. Department have reported that as per recommendation of 1st SFC the following grants are allowed to PRIs.</p> <table border="1"> <thead> <tr> <th></th> <th><u>GP</u></th> <th><u>PS</u></th> <th><u>ZP</u></th> </tr> </thead> <tbody> <tr> <td>K. L. Grant</td> <td>72%</td> <td>10%</td> <td>8%</td> </tr> <tr> <td>Cess Grant</td> <td>60%</td> <td>20%</td> <td>20%</td> </tr> <tr> <td>Sairat Grant</td> <td>100%</td> <td></td> <td></td> </tr> <tr> <td>Entertainment Tax</td> <td>100%</td> <td></td> <td></td> </tr> <tr> <td>Minor Forest Produce</td> <td></td> <td>40%</td> <td>60%</td> </tr> </tbody> </table> <p>Since M.F.P is not collected after transfer of 68 items of M.F.P. to the Control of G.P, no provision under this unit is being made from 2001-02. Surcharge on Stamp duty as recommended by SFC is not being collected (Letter No.13300, dated 25.07.2003)</p>		<u>GP</u>	<u>PS</u>	<u>ZP</u>	K. L. Grant	72%	10%	8%	Cess Grant	60%	20%	20%	Sairat Grant	100%			Entertainment Tax	100%			Minor Forest Produce		40%	60%	Action to be taken by P.R.Deptt. in consultation with Revenue Department in respect of surcharge on Stamp Duty.
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X	10.2	Commission recommended that the basic objectives of Local Bodies would be to render basic Civic services such as Primary Education, Primary Health and Safe Drinking Water etc., as Primary responsibility by upgrading to a certain level along with the responsibility of discharging certain concurrent functions and agency functions to be assigned by the Govt. as per the present Statutes and executive orders to be issued by the Govt. from time to time.	Accepted by Government	Administrative Department have reported that all Central grant and state share there of is being released to the RLBs. The RLBs prepare the Plan and utilise the fund considering the felt need of the rural people. (Letter No. 13300 dt. 24.7.03)	
X	10.3	Commission recommended for devolution and assignment of existing revenue from land Cess, K.L. Grant, Sairat, M.F.P., Surcharge on entertainment tax for the coming five years.	Accepted by Government	The Admn. Department have reported that as per recommendation of 1st SFC, different grants are released to the RLBs from the year as follows. 1. K. L. Grant from 1998-99 2. Cess Grant from 1998-99 3. Sairat Grant from 2000-01 4. Surchage on Entertainment tax from 1998-99 5. Surchage on Stamp Duty- No amount has been released so far. 6. M.F.P. Grant from 2000-01 (Letter No. 13300, Dated 25.07.2003)	
X	10.4	Cess on Land Revenue : - Commission observed that the assignment of revenue from Lend Cess due to the R.L.Bs is less than the amount collected during proceeding years. The arrear on this account comes to Rs.19.0356 Cr. upto 1996-97, which will be given to the RLBs @ Rs.3.81Cr. per year along with current due of Rs.5.33 Cr. per year from 1998-99 to 2002-03. The Commission further recommended that the existing Section 10(1) and 10(2) of Orissa Cess Act 1962 be amended to include Zilla Parishad as a claimant to shairing in the amount of cess collected. The apportionment of Cess among the Zilla Parishad, Panchayat Samiti and Gram Panchayat would be in the ratio of 20: 20: 60 respectively.	Accepted by Government	As per recommendation of 1 st S.F.C. Land Cess is released to RLBs asdicated below – 1998-99 = Rs. 3.15 Cr. 1999-2000 = Rs. 3.59 Cr. 2000-01 = Rs. 9.14 Cr. 2001-02 = Rs. 7.64 Cr. 2002-03 = Rs.13.14 Cr. Section 10(1) & (2) of Cess Act 1962 have not yet been amended to include Z.Ps as a claimant.	Action is to be taken by P.R. Department in consultation with Revenue Department.

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X	10.5	On account of release of adhoc policy of releasing K.L. grant to the P.R.Is, have been deprived of getting additional funds to the tune of Rs.68.54 Cr. from the year 1984-85 to 1989-80. Over and above this arrear the R.LBs will get standard revenue of Rs.9.80 Cr. each year from 1998-99 to 2002-03.	Accepted by Government	As per recommendation of 1 st S.F.C. the PRIs are entitled to get Rs.22.91 Cr(Arrear Rs.13.11 Cr. + current Rs.9.80 Cr.) from 1998-99 to 2002-03. The actual amount released in favour of PRIs are indicated below – 1998-99 = Rs. 10.50 Cr. 1999-2000 = Rs. 10.02 Cr. 2000-01 = Rs. 22.91 Cr. 2001-02 = Rs. 22.91 Cr. 2002-03 = Rs. 22.91 Cr.	
X	10.7	Commission recommended that out of the surcharge on Stamp duty collected the RLBs will get a share. Accordingly; Government should impose such surcharge in Rural areas and devolve the amount collected to RLBs.	Accepted by Government	Necessary Act & Rule have not yet been amended.	Action is to be taken by P.R. Department in consultation with Revenue Department.
X	10.8	For infrastructure development like, roads, irrigation Project, and other economic activities in rural areas, Panchayat Tax which is a kin to House tax is to be levied as in other States. It was also being levied in Orissa for quite some time. The Panchayat tax was however abolished in 1957. Commission recommended that G.P. Act 1964 should be suitably amended empowering the G.Ps to levy House Tax on buildings both residential and Commercial located in G.P. areas basing on the rental value of the building minimum of 4% and maximum 8% after deducting 15% towards repair and maintenance cost. However the following building have been exempted from the Tax. 1. Place of Worship. 2. Free on Charitable choultries. 3. Buildings of recognised educational institution including hostels. 4. Protected ancient monuments. 5. Burial and burning ground.	Under examination of Government.	The Administrative Department have reported that levy of house tax in Gram Panchayats is under consideration of Government (L.No.13300 dt.25.7.2003)	

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		6. Government property other than the buildings as may be exempted by Government.			
		7. Huts in Panchyats by resolution to exempt Properties whose annual rental value does not exceed Rs.300/-			
X	10.9	Commission recommended that the Housing Tax should be followed by lighting Tax, Drainge Tax, at a rate of maximum 5% of the House Tax wherever such services are available. The V.L.Ws should be declared as first assessing officer and the Extension Officer in the P.S. as confirming Officer. Recovery of such type of tax from the defulter will be through execution proceedings.	Under examination of Govt.	No action has been taken by the Administrative Department	Action to be taken by P.R. Department
X	10.1	The RLBs are empowered to impose a number of tax measures, like Vechicle tax, Latrine Tax, drainage tax , lighting tax etc. But the revenues from these sources are hardly Rs.10, 000 to Rs.20,000 per year. The Panchayats should explore all possibilities to raise revenue from the existing sources.	Accepted by Government	The Admn. Deptt. have reported that the G.Ps have only the power for taxation. Vehicle tax, drainage tax and lighting tax are collected by the GPS. But there is no uniform pattern of taxation throughout the State (L.No.13300 dt.25.7.03)	
X	10.15 & 10.16	Sairat Revenue: -Commission recommended to assign the entire Sairat Revenue to G.Ps without deducting collection charges as untied grant for utilising the same for creation of assests. Collection and distribution will be districtwise. The distribution should basically be confined to P.Ss & G.Ps to be apportioned in the ration 60:40	Accepted by Government	The P.R. Department have transferred Rs.1.00 Cr. each year from 2000-01 onwards on Sairat revenue account.	Not implemented
X	10.17	Untied Grant : - During 1998-99 a sum of Rs.7.00 Cr. was provided under State Plan. The Commission did not make any change in the present principle of utilisation. They further recommended that this amount should be given to Z.Ps for creation of Capital assests in deficient arrears. Funds provided to M.Ps and M.L. As should also be given to Z.Ps for creation of Capital assests.	Government did not accept this recommendation due to resource constraint		

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X	10.19	Salary & Wages of G.P Secretary and other Staff: - Commission recommended that since Government have already taken the decision to bear the expenditure on this account, they have nothing to comment on this aspect.		State Government released following grants to meet the salary and wages bill cost of G.P. Secretary and staff. <table border="1"> <thead> <tr> <th>Year</th> <th>Amount</th> </tr> </thead> <tbody> <tr> <td>1998-99</td> <td>Rs. 6.90 Cr.</td> </tr> <tr> <td>1999-00</td> <td>Rs.12.89 Cr.</td> </tr> <tr> <td>2000-01</td> <td>Rs. 6.31 Cr.</td> </tr> <tr> <td>2001-02</td> <td>Rs.19.00 Cr.</td> </tr> <tr> <td>2002-03</td> <td>Rs.16.45 Cr.</td> </tr> </tbody> </table>	Year	Amount	1998-99	Rs. 6.90 Cr.	1999-00	Rs.12.89 Cr.	2000-01	Rs. 6.31 Cr.	2001-02	Rs.19.00 Cr.	2002-03	Rs.16.45 Cr.					
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X	10.2	Salary & Wages of Block Staff : - Since Government are bearing the full cost of salary and other recurring and non-recurring cost of the staff deployed by P.R. Department , the money should be treated as direct devolution to RLBs.	Accepted by Government	The year wise expenditure on Block Staff is indicated below - <table border="1"> <thead> <tr> <th>Year</th> <th>Amount</th> </tr> </thead> <tbody> <tr> <td>1998-99</td> <td>Rs. 58.54 Cr.</td> </tr> <tr> <td>1999-2000</td> <td>Rs. 52.90 Cr.</td> </tr> <tr> <td>2000-01</td> <td>Rs. 52.20 Cr.</td> </tr> <tr> <td>2001-02</td> <td>Rs. 51.69 Cr.</td> </tr> <tr> <td>2002-03</td> <td>Rs.63.02 cr.</td> </tr> <tr> <td>2003-04 (RE)</td> <td>Rs. 70.34 Cr</td> </tr> <tr> <td>2004-05 (BE)</td> <td>Rs. 73.46 Cr.</td> </tr> </tbody> </table>	Year	Amount	1998-99	Rs. 58.54 Cr.	1999-2000	Rs. 52.90 Cr.	2000-01	Rs. 52.20 Cr.	2001-02	Rs. 51.69 Cr.	2002-03	Rs.63.02 cr.	2003-04 (RE)	Rs. 70.34 Cr	2004-05 (BE)	Rs. 73.46 Cr.	
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X	10.21	Honorarium to President , Vice President, Member of the Zilla Parishads :- Since Government in P.R. Department bears the entire expenditure on this account, Commission does not favour to alter the present arrangement.																			
X	10.21.2	The Commission recommended that the D.R.D.As should function as Secretariat of Zilla Parishads.	Accepted by Government	The Admn. Department have reported that the suggestion for merger of DRDA with ZP and functioning of DRDA as Secretariat of ZP has been accepted by the State Government. (Letter No.13300 dt.25.7.2003)	Not implemented so far.																

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X	10.21.3	Commission recommends that function like J.R.Y., E.A.S. etc. should be Channelised through Zilla Parishad	Accepted by Government	The Admn. Deptt. have reported that Z.Ps have got 7 standing Committees. Each standing Committee has been assigned to deal with subject relating to the development of rural people. Further the President, Z.P. has been authorised to supervise different activities of 11 departments. The district level functionaries will be answerable to the Z.P. for their respective departments. (L.No.13300 dt. 25.7.03)	'Chennelisation' does not appear to have been implemented.
X	10.22	Commission observed that if pisciculture is taken up in a massive scale by adopting modern scientific technique, it will fetch adequate income to G.Ps. Districts are getting a sizeable amount under E.A.S. Programme. If sincere drive is made to have new pisciculture ponds / tanks in vacant Govt. lands in G.Ps by utilising a portion of E.A.S. fund each year, this would assure permanent source of income to G.Ps. Govt. should issue guide line accordingly.	Under examination of Govt.	The P.R. Deptt. have reported that instruction have been issued to all collectors for grant of long term lease of G.P. tanks upto 5 years to enable the lease holder to stock quality seeds and take up culture in a scientific manner. (L.No. 13300, dt. 25.7.03)	Not implemented so far.
X	10.23	No Dues Certificate - The G.Ps. are empowered to levy some taxes. But when some taxes are levied some influential people evade to pay such taxes and the G.Ps have no mechanism to collect such arrear. Commission therefore suggested that the local body should be empowered to issue no dues certificate on collection of certain fees. This may help to augment their resources.	Under examination of Govt.	Admn. Deptt. have not furnished any information	Action to be taken by P.R. Deptt.

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X	10.24 & 10.25	The major responsibility of Local bodies is to discharge certain concurrent function as per 11th & 12th Schedule of the Constitution, followed with State Legislation to that effect. The local bodies have to discharge some concurrent functions in the areas of Health, Education, Agriculture, Sanitation, Social Security, Public distribution etc. Govt. accordingly should issue clear direction specifying the effect of each activities to be dealt by G.Ps.	Accepted by Government	The Admn. Deptt. have reported that 25 subjects out of the 29 subjects enlisted in the 11th Schedule were transferred to different PRIs. For role clarity, Govt. have issued instructions vide No.6886/PS, dated 4.7.2003 under the signature of Chief Secretary specifying the subjects / schemes to be dealt by the Z.P; PS and G.P. The functionaries who will remain answerable to the RLBs has also been indicated in this instruction . (L.No. 13300 dt.25.7.03)	
X	10.27	Drinking Water: - Commission recommended that maintenance of Drinking Water Projects both tube-wells and Pipe-water should be transferred to Zilla Parishads alongwith proportionate maintenance grant and the employees with their salary cost	Under examination of Govt.	The Admn. Deptt. have reported that the G.Ps are undertaking repair and maintenance of tube-wells out of E.F.C. grant. (L.No. 13300 dt.25.7.03)	At present the maintenance and repair work are done by Govt. in R.D. Department. Action yet to be taken by P.R. Deptt. in consultation with R.D. Deptt.
X	10.33	Primary Education :- Committee recommends that the entire Primary Education scheme alongwith the teachers, their salary and administrative control, except creation of posts, should be transferred to Zilla Parishads alongwith some minor supervisory function to G.Ps.	Recommendation of the 1 st State Finance Commission has not been accepted in toto.	The Admn. Deptt. have reported that the Sarpanch and Chairman, Panchayat Samiti have been authorised to visit Primary Schools with in their jurisdiction. The S.I. of schools will be answerable to the Chairman, P.S. The C.L. of Headmaster of Primary School and Sevashram will be sanctioned by the Sarpanch. (L.No.13300 dt.25.7.03)	
X	10.35	Training :- Commission recommends that the P.R. Department should provide minimum Rs.5.00 lakhs each year to impart training to officials and elected representative of R.L.Bs like Nabakrushna Choudhury Centre for Development Studies having expertise in the field of development programme may be engaged.	Under examination of Govt.	The Admn. Department have reported that S.I.R.D., Bhubaneswar is Organising training of elected representatives at SIRD and at district level (L.No. 13300 dt. 25.7.03)	Action yet to be taken by P.R. Department in consultation with Finance Department

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X	10.36.1 & 10.36.2	Data Bank :-	Under examination of Govt.	The Admn. Department have reported that there is proposal to provide computers to each Block for creation of Data base. Suitable format has been devised for collection of data and its storing (L.No. 13300 dt.25.7.03)	Action yet to be taken by P.R. Department in consultation with Finance Department
		Commission recommends that a sum of Rs.5.00 lakhs should be placed with each Collector for setting up a Data Bank. Similarly at the State Headquarter a Data Bank should be set up in collaboration with the Directorate of Economics and Statistics.			
X	H&U.DDeptt. 10.12.5	Entry Tax – The SFC recommended for abolition of Octroi and introduction of Entry Tax in its place from 12/1999. If government can assure to release the compensation in the first week of each month determining the quantum spread over for the whole year with automatic increase of 10% in subsequent years, abolition of Octorai Tax has some justification .	Accepted by Government	The followup action for sharing of Entry Tax by the ULBs have been made with a 10% hike every year from 1999-2000 (12/1999 to 03/2000) onwards.	
IV	4.27.113 to 4.27.4	Surcharge on E.T. – The S.F.C have recommended for release of surcharge on Entertainment Tax payable to the ULBs. The ULBs are responsible for maintaining the basis Civic Services and for such work show houses of the State are requested to pay a portion of their tax collected to the Municipalities.	Accepted by Government	The ULBs have not received such surcharge on E.T. since 1998.99.	
IV	4.35	Surcharge on Stamp Duty – The S.F.C. have recommended that surcharge on Stamp Duty should not be more than 5% and pending amendment of the Act the development of Authority and Planning Authority be paid their share of surcharge every year.	-	The Stamp Duty is being collected by the Inspector of Registration and H&U.D. Deptt is not in a position to make the budgetary provision on the basis of actual collection of Stamp Duty by the IGR. Unless, the entire dues under Stamp Duty surcharged are released in favour of Development Authorities, Planning Authorities and Improvement Trust, such agencies will cease to function due to financial stress.	

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10	10.14	Apportionment of a portion of M.V.Tax with U.L.Bs. – S.F.C. recommended that 10% of gross collection should be given to U.L.Bs. to be divisible among Municipalities and N.A.Cs in the ratio 60:40 respectively. The allocation would be in the order of Rs.1282.00 lakhs annually basing on actual collection of M.V. Tax at 1996-97 level.	Accepted by Government	As per recommendation of S.F.C.Rs.15.00 crores is given as grant to Municipalities and NACs from the total M.V. Tax collected by the State from 1998-99.	
11	10.18.3	Sharing of Salary Grant - The Commission does not feel it appropriate to pass on the entire salary and other terminal benefit liability to Govt. except the claim of the approved staff appointed prior to 1.10.1974 and 1.11.1976 in an agreed percentage. It is now left to Government to consider further claim of the U.L.Bs towards salary and other liability to a reasonable level according to the economic capacity of the Government, since 22ULBs newly emerged after the cut off date of 1.1.1974 and 1.11.1976.	Accepted by Government	As per the recommendation Govt. had agreed to provide 53% of pay and 50% of D.A. for the Non-Teaching posts sanctioned up to 01.01.1974 and teaching posts created prior to 01.11.1976. As per the Notification, the Govt, is pleased to decide that the employees of ULBs shall be given the revised scale of pay w.e.f. 01.01.1985, though revision of pay and the benefits there from have not been extended to the employees of ULBs.	
X	10.11	Levy of Professional Tax – A portion of Professional Tax should assigned to ULBs as is being done in Andhra Pradesh	ATR prepared by govt. is silent		
X	10.2.3	No dues certificate – S.F.C. recommended to empower the ULBs to issue no due certificate to the aspirant loanees before availing any loan from Govt., Semi-Govt. and recognized financial institutions.	The recommendation is under consideration of Govt. in H&U.D. Deptt. and will be finalised in consultation with Finance Deptt.		
X		Maintenance of Roads – S.F.C. recommended that Govt. should transfer the roads owned by the various line Departments to ULBs along with maintenance grant in proportion now available with such line Departments.	As per recommendation though, roads owned by various line Deptt. are transferred to ULBs, proportionately the RMG is not being enhanced.		

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X	10.28	Health - -S.F.C. recommended that the Public Health staff should be placed at the disposal of the Municipalities on internal deputation alongwith allocation of proportionate salary, non-salary and other recurring grants to the Municipalities to meet the expenses.	This has not been complied sofar.		Still, the Health staffs are working in ULBs on deputation basis with Administrative Control and salary cost managed by their mother Deptt.
X	10.29	Electricity – S.F.C. recommended that maintenance of electricity along with requisite maintenance grant and the personnel required should be placed with ULBs for maintenance of streetlight	This has not been complied sofar.		
X	10.3	Sewerage Line - S.F.C. recommended that maintenance of sewerage line should be transferred to ULBs.	This has not been complied so far.		
X	10.31	Sanitation – S.F.C. recommended that garbage disposal and improvement in sanitation should be privatized.	This has been partly complied by major civic bodies such as Bhubaneswar Municipal Corporation, Cuttack Municipal Corporation and Berhampur Municipality.		Steps are being taken to encourage other ULBs to privatise such sector.
X	10.32.1	Improvement of Cultural and Physical facility in Urban Areas – S.F.C. recommended that Govt. of India should be requested to provide adequate funds to upgrade such facilities in ULBs. The Govt. of India is providing loan/grant under NSDP and IDSMT. But due to poor financial condition of ULBS to repay, the loan component under NSDP may be 100% grant.	ATR is silent		No action has been taken except for book keeping.
X	10.35	Training – S.F.C. recommended that H&U.D. Deptt. should impart training to official & elected representatives of ULBs.	The Govt. in H&U.D. Deptt. have already imparted training on double entry book keeping system to the officials of the ULBs.		